

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

NICKILOS L. MCCARGAR,

Defendant.

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8:21CR252

ORDER

This matter is before the court on the Unopposed Motion to Continue Trial [32]. For reasons set out in the motion, the Court finds a short continuance is appropriate. Accordingly,

**IT IS ORDERED** that the Motion to Continue Trial [32] is granted, as follows:

1. The jury trial now set for April 3, 2023, is continued to **April 24, 2023**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and April 24, 2023**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).
3. No further continuances will be granted without a hearing before the undersigned magistrate judge.

**DATED: March 31, 2023.**

**BY THE COURT:**

**s/ Susan M. Bazis**  
**United States Magistrate Judge**